IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.131 OF 2003

The State of Maharashtra. ..Appellant.

V/s.

Yadav Shivaram Shetty ..Respondent.

Mr.V.B.Konde-Deshmukh, APP for State.

Mr.S.K.Sharma for respondent.

CORAM: A.M.KHANWILKAR,J

DATE : DECEMBER 23, 2005.

P.C. :

1. Heard counsel for the parties. Perused the record.

2. I find no reason to depart from the conclusion reached by the court below in recording finding of no guilt in favour of the respondent. The court below has rightly observed that the complaint which is filed after nine months in respect of cooked article will have to be viewed strictly. Besides, finding has been rightly recorded that there is non-compliance of rule 15, 19 and 20 of the Prevention of Food Adulteration Act, which was also fatal to the prosecution case. No case for interference is made out. Hence rejected.